



09-15-06

TFT

1638 #

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Toki et al.

Serial No.: 10/549,260

Filed: December 12, 2005

For: TECHNIQUES FOR REMOVING
MARKER GENES BY TRANSIENT
EXPRESSION OF SITE-SPECIFIC
RECOMBINASE GENES (AS AMENDED)

Confirmation No.: 1642

Examiner: L. Zheng

Group Art Unit: 1638

Attorney Docket No.: 3240-7449US

NOTICE OF EXPRESS MAILING

Express Mail Mailing Label Number: EV826304615US

Date of Deposit with USPS: September 13, 2006

Person making Deposit: Brett Hooke

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This amendment is in response to the Restriction Requirement of June 23, 2006, having an initial period of response expiring on July 23, 2006. As this response is filed within three (3) months of the mailing date of the Restriction Requirement, submitted herewith is a Petition for Extension of Time (2 months) pursuant to 37 C.F.R. § 1.136(a).

Claims 2-11 are currently pending in the application and subject to a Restriction Requirement. Applicants hereby elect, without traverse, to prosecute the claims of Group III, claims 3, 4, 7, 8, and 11.

Applicants note the filing of an Information Disclosure Statement herein on February 16, 2006, and the filing of a Supplemental Information Disclosure Statement herein on May 31, 2006. Applicants further note that no copy of a PTO-1449 or PTO/SB/08A was returned with the outstanding Office Action. Applicants respectfully request that the information cited on the PTO-1449s be made of record herein.

Applicants respectfully request a prompt action on the merits of claims 3, 4, 7, 8, and 11.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Daniel J. Morath', with a long horizontal flourish extending to the right.

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Date: September 12, 2006